IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 6366 of 2007(G)

OA.165/2001 of DEBT RECOVERY TRIBUNAL, ERNAKULAM

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PETITIONER:

S.S. HARI, S/O.SREEDHARAN NAIR,
AGED 37 YEARS, MANKAYIL VILAKOM,
CHIRAYINKIL P.O., THIRUVANANTHAPURAM,
REPRESENTED BY HIS POWER OF ATTORNEY HOLDER
S.P.SOBHA,MANKAYIL VILAKOM, CHIRAYINKIL P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.P.B.SURESH KUMAR.

RESPONDENTS:

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1. **RECOVERY OFFICER, DEBTS RECOVERY TRIBUNAL, ERNAKULAM.**

2. **DHANALAKSHMI BANK LTD., REPRESENTED BY ITS MANAGER, DHANALAKSHMI BANK LTD., KALLAMBALAM BRANCH, THIRUVANANTHAPURAM.**

3. **THE BRANCH MANAGER, DHANALAKSHMI BANK LTD., KALLAMBALAM BRANCH, THIRUVANANTHAPURAM.**

BY ADV. SRI.C.K.KARUNAKARAN,S.C,DHANALAKSHMI BANK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

WP(C).No.6366of 2007-G

Dated this the 26th day of February, 2007.

JUDGMENT

The grievance of the petitioner is against the alleged commissions and omissions of the second respondent bank which is a private bank and its Branch Manager. This court can interfere with only the steps taken by the first respondent Recovery Officer. But as long as the recovery certificate is there, he is acting only within the jurisdiction. Therefore, this court cannot judicially review the actions of the bank or its Branch Manager. Therefore, no relief could be granted to the petitioner. Accordingly, the writ petition is closed without prejudice to the contentions of the petitioner.

K.BALAKRISHNAN NAIR,

MS JUDGE.